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IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

JULIAN RAY GARCIA,

Defendant.

CASE NO. CR. S-05-011 GEB

**STIPULATION CONTINUING
STATUS CONFERENCE; ORDER**

:

It is hereby stipulated between the parties that the status conference presently scheduled for June 3, 2005, be continued to June 24, 2005, at 9:00 a.m. The reason for the requested continuance is that defense counsel needs time for his client to consider a plea offer recently received from the government. Additionally, government counsel is unavailable on June 3, 2005 (personal-medical) and will be out of town (business/vacation) on June 10th and June 17th. It is also requested that the time period from June 3, 2005, to and including June 24, 2005, be excluded from calculation under the Speedy Trial Act, pursuant to 18 U.S.C. § 3161(h)(8)(iv) (reasonable time to prepare and continuity of counsel) and that the Court find that the ends of justice served by the continuance

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1 outweigh the best interests of the public and the defendant in a speedy trial. Defense counsel has
2 given government counsel oral authority to sign this stipulation on his behalf.

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4 Dated: June 2, 2005

5 McGREGOR W. SCOTT
6 U.S. Attorney

7 by /s/
8 RICHARD J. BENDER
9 Assistant U.S. Attorney

10 Dated: June 2, 2005

11 /s/
12 _____
13 BRUCE LOCKE

14 It is so ORDERED,

15 Dated: June 2, 2005

16 /s/ Garland E. Burrell, Jr.
17 GARLAND E. BURRELL, JR.
18 United States District Judge
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